

Docket No. 215752US20



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Qiang LI, et al.

SERIAL NO: 09/990,377

GAU: 2623

FILED: November 23, 2001

EXAMINER: DASTOURI, M.

FOR: COMPUTERIZED SCHEME FOR DISTINGUISHING BETWEEN BENIGN AND MALIGNANT NODULES
IN THORACIC COMPUTED TOMOGRAPHY SCANS BY USE OF SIMILAR IMAGES

TERMINAL DISCLAIMER

RECEIVED

JUL 06 2004

Technology Center 2600

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Now comes the undersigned, Attorney of Record in the present application, who avers as follows:

University of Chicago is the owner of the entire right, title and interest in and to the invention claimed and disclosed in the above-captioned patent application by virtue of assignment, said Assignment having been recorded in the U.S. Patent and Trademark Office at reel no. 012686, frame(s) 0028.

University of Chicago hereby disclaims the terminal part of any patent granted on the above-captioned application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173 as presently shortened by any terminal disclaimer of any patent issuing from application Serial No. 09/773,636, and hereby agrees that any patent so granted on said above-captioned application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any patent issuing from application Serial No. 09/773,636, this agreement to run with any patent granted on the above-captioned application and to be binding upon the grantee, its successors or assigns.

University of Chicago does not disclaim any terminal part of any patent granted on the above-captioned application that would extend to the full statutory term as defined in 35 U.S.C. 154 and 173 as presently shortened by any terminal disclaimer of any patent issuing from application Serial No. 09/773,636 in the event that any said issued patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

07/01/2004 YPOLITE1 00000032 09990377

01 FC:2814

55.00 0P

6-28-04

Date Signed

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Eckhard H. Kuesters

Registration No. 28,870

Customer Number

22850

Tel. (703) 413-3000

Fax. (703) 413-2220

(OSMMN 05/03)

I:\ATTY\MMKONGKHAM\215752.TD..DOC

Michael E. Monaco

Registration No. 52,041